



January 29, 2016

SENATE BILL No. 328

DIGEST OF SB 328 (Updated January 27, 2016 2:43 pm - DI 116)

Citations Affected: IC 21-13; IC 21-18.5.

Synopsis: Teacher assistance. Provides that individuals in a speech-language program are eligible to receive grants. Provides that grants are made subject to available resources. Provides that repayment of a grant shall be deferred if the commission for higher education determines that extenuating circumstances exist.

Effective: July 1, 2016.

Rogers, Kruse, Ford

January 7, 2016, read first time and referred to Committee on Education & Career Development.
January 28, 2016, amended, reported favorably — Do Pass.

SB 328—LS 6910/DI 71



January 29, 2016

Second Regular Session 119th General Assembly (2016)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2015 Regular Session of the General Assembly.

SENATE BILL No. 328

A BILL FOR AN ACT to amend the Indiana Code concerning higher education.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 21-13-11 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2016]:

4 **Chapter 11. Teacher Assistance Grants**

5 **Sec. 1. As used in this chapter, "cost of attendance" means the**
6 **annual tuition and mandatory fees.**

7 **Sec. 2. As used in this chapter, "grant" refers to a disbursement**
8 **made under section 4 of this chapter.**

9 **Sec. 3. As used in this chapter, "high needs subject area" means**
10 **an area determined annually by the department of education**
11 **established by IC 20-19-3-1 to have, or projected within the next**
12 **five (5) years to have, a shortage of licensed, full-time elementary**
13 **(as defined in IC 20-18-2-4) or high school (as defined in**
14 **IC 20-18-2-7) teachers or practitioners.**

15 **Sec. 4. (a) To qualify for a grant under this chapter, an**
16 **applicant must:**

17 **(1) be a resident of Indiana;**

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(2) enroll in an accredited teacher preparation or speech-language program in Indiana on a full-time or part-time basis:

(A) as an undergraduate student; or

(B) as a graduate student, if the department of education determines that there is a need for teachers with graduate degrees in a high needs subject area;

(3) specialize in a high needs subject area;

(4) agree in writing to obtain a license to teach under IC 20-28-5 and meet the employment requirements set forth in section 6 of this chapter;

(5) make satisfactory academic progress as determined by the postsecondary educational institution; and

(6) meet any additional criteria established by the commission.

(b) An individual who wishes to receive a grant must file an application with the commission in a timely fashion. The commission shall select grant recipients based on academic accomplishment and financial need, subject to resources available to fund the grant.

(c) If an applicant is selected to receive a grant, the commission may, subject to resources available to fund the grant, approve an annual grant in one (1) of the following amounts:

(1) For a full-time student, four thousand dollars (\$4,000) and fifty percent (50%) of the cost of attendance.

(2) For a part-time student, two thousand dollars (\$2,000) and twenty-five percent (25%) of the cost of attendance.

(d) An application to receive a grant must be renewed annually. An individual may receive a grant for a maximum of five (5) years.

(e) A grant under this chapter is in addition to an award received under IC 21-12, and may not be included as income in determining an award under IC 21-12. However, if receiving the cost of attendance portion of a grant would provide the grant recipient more than the actual cost of the grant recipient's tuition and mandatory fees when added to any awards received under IC 21-12, that portion of the grant shall be reduced to the amount that, when combined with awards received under IC 21-12, is necessary to pay only the actual cost of the grant recipient's tuition and fees.

(f) If, after a grant recipient has enrolled in a teacher preparation or speech-language program and is specializing in a subject area that is designated as a high needs subject area at the



time of the grant recipient's enrollment, the department determines that the subject area in which the grant recipient is specializing is no longer a high needs subject area, the grant recipient may continue to receive grants if otherwise qualified to do so.

Sec. 5. (a) After a grant recipient has completed a teacher preparation or speech-language program and obtained a license under IC 20-28-5, the grant recipient must:

- (1) obtain employment with a public school in Indiana; and
- (2) be employed by a public school in Indiana for a number of years that is equal to the number of years the grant recipient received a grant under this chapter. The grant recipient is not required to be employed by the same public school for the entire period.

(b) The building principal of the public school in which a grant recipient is employed shall verify the grant recipient's employment to the commission in the manner required by the commission.

Sec. 6. (a) If a grant recipient fails to be employed by a public school in Indiana for a number of years that is equal to the number of years the grant recipient received a grant under this chapter, the grant recipient shall repay the commission an amount determined by the commission based upon the number of years the grant recipient was employed by a public school in Indiana.

(b) If a grant recipient who fails to be employed by a public school submits a petition to the commission requesting deferment of repayment and the commission makes a determination that extenuating circumstances exist, the commission shall defer repayment of the grant.

Sec. 7. An individual may receive a grant under this chapter only if an appropriation has been made to carry out the specific purposes of this chapter.

Sec. 8. The commission may adopt rules under IC 4-22-2 necessary to carry out this chapter, including rules governing academic and financial qualifications and the enforcement of employment requirements.

SECTION 2. IC 21-18.5-4-3, AS AMENDED BY P.L.46-2014, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 3. For purposes of administering this chapter, the commission shall do the following:

- (1) Prepare and supervise the issuance of public information concerning this chapter, IC 21-12-2, IC 21-12-3, IC 21-12-4, and IC 21-12-5.



- 1 (2) Prescribe the form and regulate the submission of applications
- 2 for higher education awards and the commission's programs.
- 3 (3) Conduct conferences and interviews with applicants as
- 4 appropriate.
- 5 (4) Determine the eligibility of applicants.
- 6 (5) Select qualified applicants.
- 7 (6) Determine annually the maximum higher education award
- 8 (IC 21-12-3) and freedom of choice award (IC 21-12-4), subject
- 9 to approval by the budget agency with review by the budget
- 10 committee.
- 11 (7) Determine the respective amounts of, and award, the
- 12 appropriate higher education awards, grants, and scholarships.
- 13 (8) Determine eligibility for, and award, annual renewals of
- 14 higher education awards, grants, and scholarships.
- 15 (9) Act as the designated state agency for participation in any
- 16 federal program for reinsurance of student loans.
- 17 (10) Receive federal funds made available to the commission for
- 18 awards, grants, and scholarships, and disburse these funds in the
- 19 manner prescribed by federal law.
- 20 (11) One (1) time every year, submit a report to the legislative
- 21 council that provides data and statistical information regarding
- 22 the number of individuals who received assistance under
- 23 IC 21-12-6 and IC 21-12-6.5. The report made to the legislative
- 24 council must be in an electronic format under IC 5-14-6.
- 25 (12) One (1) time every year, submit a report to the budget
- 26 committee that provides data and statistical information regarding
- 27 the number of individuals who received assistance under
- 28 IC 21-12, IC 21-13, and IC 21-14.
- 29 (13) Administer and determine the eligibility of applicants for,
- 30 and award amounts under, the teacher loan repayment program
- 31 established under IC 21-13-10.
- 32 **(14) Administer and determine the eligibility of applicants for,**
- 33 **and award grants under, the teacher assistance grant**
- 34 **program established under IC 21-13-11.**



COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill No. 328, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning higher education.

Page 1, delete lines 1 through 16.

Page 2, line 3, delete "and Fund".

Page 2, line 5, delete "equivalent".

Page 2, line 5, delete "of a resident" and insert ".".

Page 2, delete lines 6 through 10.

Page 2, line 11, delete "3." and insert "2.".

Page 2, line 12, delete "6" and insert "4".

Page 2, line 13, delete "4." and insert "3.".

Page 2, line 14, delete "a subject matter" and insert "an".

Page 2, line 17, after "elementary" insert "(as defined in IC 20-18-2-4)".

Page 2, line 17, after "school" insert "(as defined in IC 20-18-2-7)".

Page 2, line 17, delete "." and insert "or practitioners.".

Page 2, delete lines 18 through 37.

Page 2, line 38, delete "6." and insert "4.".

Page 2, line 41, delete "training" and insert "**preparation or speech-language**".

Page 3, line 8, delete "8" and insert "6".

Page 3, line 10, delete "teacher training program;" and insert "**postsecondary educational institution;**".

Page 3, line 16, delete "." and insert ", **subject to resources available to fund the grant.**".

Page 3, line 18, delete "shall" and insert "**may, subject to resources available to fund the grant,**".

Page 3, line 35, delete "training" and insert "**preparation or speech-language**".

Page 3, line 42, delete "7." and insert "5.".

Page 4, line 1, delete "training" and insert "**preparation or speech-language**".

Page 4, line 12, delete "8." and insert "**6. (a)**".

Page 4, between lines 17 and 18, begin a new paragraph and insert: "**(b) If a grant recipient who fails to be employed by a public**



school submits a petition to the commission requesting deferment of repayment and the commission makes a determination that extenuating circumstances exist, the commission shall defer repayment of the grant."

Page 4, line 18, delete "9." and insert "7."

Page 4, line 18, delete "is eligible to" and insert "**may**".

Page 4, delete lines 21 through 27.

Page 4, line 28, delete "11." and insert "**8.**".

Page 4, line 29, after "governing" insert "**academic and financial qualifications and**".

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 328 as introduced.)

KRUSE, Chairperson

Committee Vote: Yeas 9, Nays 0.

